IN THE SUPREME COURT OF THE UNITED STATES

October Term, 1975

No. 75-932

CITY OF GLENDALE,

Petitioner,

vs.

GLENDALE CITY EMPLOYEES ASSOCIATION, INC., DAVID NORTH, ROSS D. MITCHELL, E. JIM KOTONIAS, BOB MEZAK, BOB ARCHAMBEAU, AND WILLIAM J. EVANS, JR.,

Respondents.

ANSWER TO PETITION FOR WRIT OF CERTIORARI

FRANK C. MORALES
1607 Palo Alto Street
Los Angeles, California 90026
(213) 483-2351

Attorney for Respondents

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1. NATURE OF THESE PROCEEDINGS

The Glendale City Employees' Association, as well as five individual employees of the City of Glendale, respondents, brought a class action on behalf of approximately 1,000 Glendale City

employees. The action sought the issuance of a writ of mandate or some other equitable relief to compel the City of Glendale and its officers, to adhere to certain duties arising out of certain statutes, ordinances, resolutions and a written contract, the discharge of which, would result in retroactive increases in salaries and wages for the period commencing October 1, 1970 to June 30, 1971.

The matter came on regularly for hearing on the employees' motion for a peremptory writ of mandate which resulted in judgment in favor of the employees, and for the issuance of a peremptory writ of mandate compelling the City of Glendale to compute retroactive salaries and wage increases for the period involved, by the application of a certain formula to certain salary-and-wage survey data. The City of Glendale has appealed from the entire judgment. The Supreme Court of the State of California reversed the judgment of the trial court with directions. (Please see Appendix B to Petition.)

2. ISSUES TO BE DETERMINED

Is the Petition premature.

3. DISCUSSION

The Petition is premature.

The decision of the Supreme Court of California of which Petitioner complains is final. But the result is that the case was reversed with directions to join two ministerial officers of the City of Glendale. This was done and the City of Glendale has answered alleging as defenses the very issue before this Court. A copy of their answer is in the Appendix hereto.

There is thus no final judgment, indeed, no judgment at all against the City of Glendale.

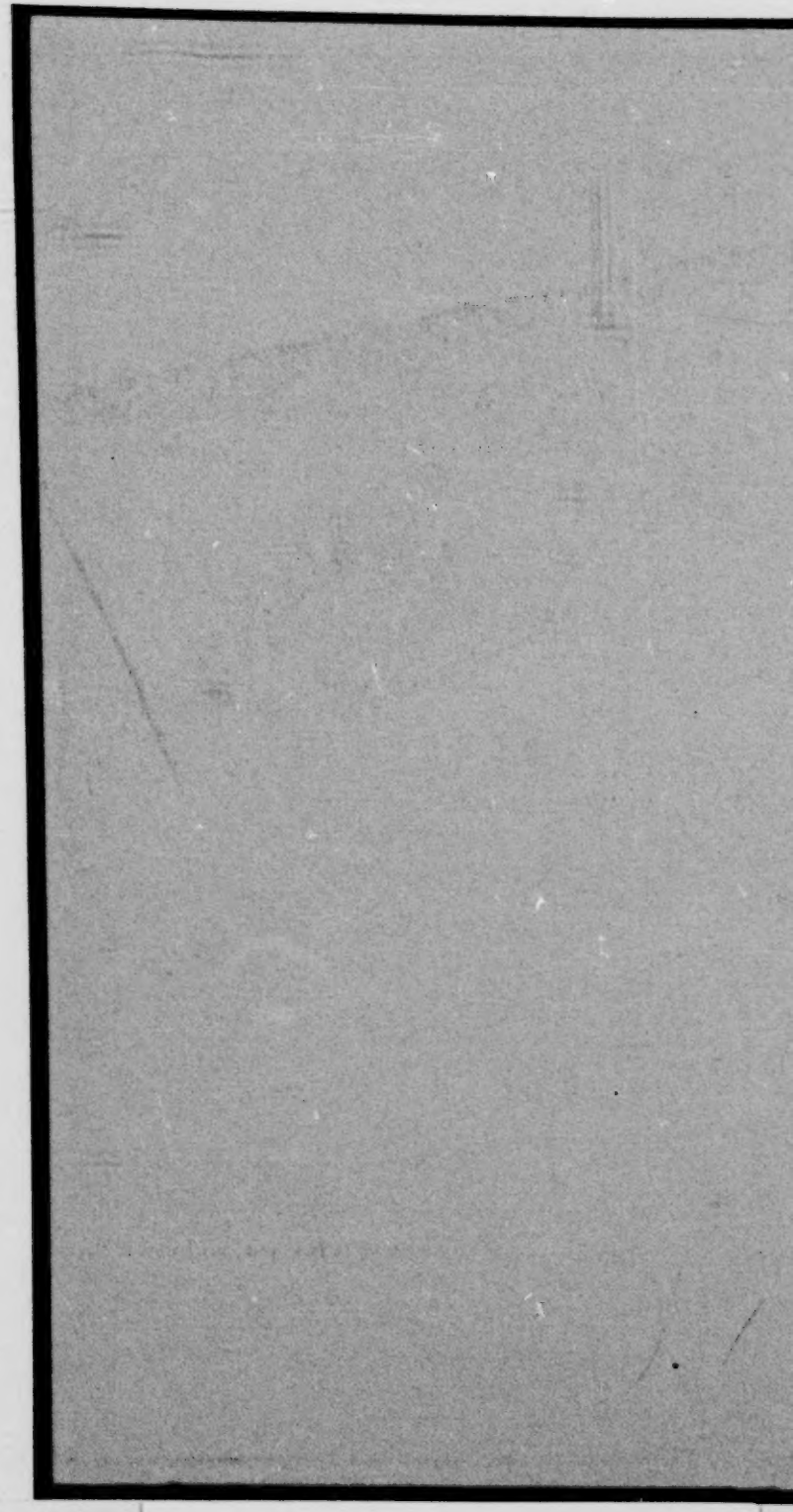
For the foregoing reason, the Petition should be denied.

Respectfully submitted,

FRANK C. MORALES

Attorney for Respondents

APPENDIX



RICHARD W. MARSTON, CITY ATTORNEY
DENNIS H. SCHUCK, Deputy City Attorney
613 East Broadway, Room 220 City Hall
Glendale, California 91205
Telephone: 956-2080

Attorneys for Respondents

SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF LOS ANGELES

GLENDALE CITY EMPLOYEES' ASSOCIATION INC., DAVID NORTH, ROSS D. MITCHELL, E. JIM KOTONIAS, BOB MEZAK, BOB ARCHAMBEAU AND WILLIAM J. EVANS, JR., Petitioners, vs. CITY OF GLENDALE, VERN E. ALLEN, WILLIAM H. PETERS, ALAN G. WATSON, JAMES W. PERKINS, WARREN F. HAVERKAMP, G. W. CARLILE, City Controller, PAULINE LOCKHART, City Treasurer, and DOE I through DOE XXX. inclusive, Respondents.	NO. 988,944 ANSWER OF G. W. CARLILE AND PAULINE LOCKHART TO FIRST AMENDED PETITION FOR PEREMPTORY WRIT OF MANDAMUS AND FOR DAMAGES FOR BREACH OF CONTRACT

Respondents G. W. CARLILE, City Controller, and PAULINE LOCKHART, City Treasurer, hereinafter referred to as "respondents" answer the first amended petition for peremptory writ of mandamus on file in this action as follows:

ANSWER TO FIRST CAUSE OF ACTION

1. In answer to paragraph 4, respondents deny that the issues in the complaint and the rights and duties to be determined

and the relief prayed for are all of common and general interest to all employees in the service of the City of Glendale in that respondents are informed and believe, and based on such information and belief allege that the petitioners purport to represent members of management such as the City Controller, professional employees, such as the City Attorney, Assistant City Attorneys and Deputy City Attorneys, as well as the City Engineer and supervisory and confidential employees of the City of Glendale, together with nonmanagement, nonprofessional and nonsupervisory employees of the City of Glendale; that there is no community of interest between management, professional, supervisory and confidential employees of the City of Glendale on the one hand and nonmanagement, nonprofessional, nonsupervisory and nonconfidential employees of the City of Glendale on the other hand, and that such lack of community of interest would preclude fair and adequate representation of management, professional, supervisory and confidential employees if included as plaintiffs with nonmanagement, nonprofessional, nonsupervisory and nonconfidential employees.

Respondents further allege that the issues of fact involved herein are not common to all City of Glendale employees in that separate questions of fact will have to be determined as to those classifications which were not placed in an above average position because of internal alignments and/or traditional relationships.

Respondents further allege that there is a conflict of interest in petitioners' attempting to stipulate or bring an action on behalf of the City Attorney and members of his staff, including secretarial personnel of the Legal Division of the

City of Glendale, as well as management employees of the City of Glendale whether the same are members of GCEA or not.

2. Respondents have no information or belief on the subject sufficient to enable them to answer the allegations of paragraph 5 and, placing their denial on that ground, deny generally and specifically each and every allegation contained therein.

3. In answer to paragraph 7, respondents deny that the enactment of Ordinances Nos. 3830 and 3843 of the City of Glendale were intended to implement the provisions of Section 3507 of the Government Code and allege that in enacting said ordinances it did so pursuant to the authority contained in its Charter.

4. In answer to paragraph 15, respondents deny the figure 274 at line 10. Respondents further deny that the Memorandum of Understanding was to be the instrument that fixed salaries and wages of petitioners. Respondents contend that only the City Council can fix salaries and wages, and that the Memorandum of Understanding merely provided for the taking of a salary survey to help guide the City Council by making it cognizant of comparable salaries paid in surrounding jurisdictions.

5. In answer to paragraph 17, respondents deny that the City of Glendale has sufficient funds with which to pay petitioners as alleged or as found by the trial court. California State law and the Charter of the City of Glendale permit payment to be made only from a sufficient and unexpended appropriation provided for that specific purpose. No such appropriation exists at the present time, and therefore it would be necessary to acquire sufficient funds through the levy of taxes, and further to provide for a proper and valid appropriation from which said

payment could be made.

6. Respondents deny generally and specifically each and every allegation contained in paragraph 18.

ANSWER TO SECOND CAUSE OF ACTION

7. In answer to paragraph 19, respondents refer to paragraphs 1 through 3, and 5 through 6, of their answers to petitioners' First Cause of Action and incorporate them herein by reference as fully as though set forth word for word herein.

8. Respondents deny generally and specifically each and every allegation contained in paragraph 22.

9. In answer to paragraph 23, respondents admit that petitioners rendered their respective services to the respondent CITY OF GLENDALE from June 9, 1970 through the period covered by the Memorandum of Understanding. Except as expressly admitted, respondents deny generally and specifically each and every allegation contained therein.

10. In answer to paragraph 24, respondents admit that on or before September 29, 1970, the City Manager and the Assistant City Manager submitted to the Council their report and recommendations with regard to adjustments in the salaries and wages of petitioners, and that the same were based on the terms of the Memorandum of Understanding and the joint salary survey data of the jurisdictions compared in compliance with said Memorandum of Understanding. Except as expressly admitted, respondents deny generally and specifically each and every allegation contained therein.

11. In answer to paragraph 25, respondents admit that the

report and recommendations submitted to the City Council did not specifically refer to 214 classes of positions or 1,163 persons or the sum of $419,539.00. Respondents allege that the report and recommendations referred to by petitioners is a document entitled "Wage and Salary Survey" dated October 1970, which included salary survey data relative to the Glendale Fire Fighters' Association (GFFA), and the Glendale Police Officers' Association (GPOA), which said latter two organizations are not represented by petitioners. Respondent City signed separate memorandums of understanding with said GFFA and GPOA, pursuant to which salary adjustments were to become effective on October 1, 1970, based on survey data included for convenience in the said Wage and Salary Survey. Respondents further allege that all personnel of the City of Glendale representing management, at all times herein relevant, collected true data, applied said data in a statistically correct method and that the resulting salary ordinance complied with the said Memorandum of Understanding dated June 3, 1970. Except as expressly admitted, respondents generally and specifically deny each and every allegation contained therein.

12. In answer to paragraph 26, respondents admit that on September 29, 1970, the City Council adopted said report and recommendations of the City Manager and Assistant City Manager. Respondents allege that Ordinance No. 3921 was adopted by the City Council on June 30, 1970, and that Ordinance No. 3936, amending Section 6.1 of Ordinance No. 3921 was adopted by the City Council on September 29, 1970. Respondents admit that Salary Ordinance No. 3921, as amended by Salary Ordinance No. 3936 does not place the salaries and wages of all of petitioners in an

above-average position with reference to the jurisdictions compared. Respondents further reallege that Salary Ordinance No. 3936 complied with the said Memorandum of Understanding dated June 3, 1970. A copy of each of said Ordinances No. 3921 and No. 3935 is attached hereto as Exhibit "A" and Exhibit "B", respectively, and hereby made a part hereof as if fully set forth word for word herein.

ANSWER TO THIRD CAUSE OF ACTION

13. In answer to paragraph 27, respondents refer to paragraphs 1 through 5 of their answers to petitioners' First Cause of Action and incorporate them herein by reference as fully as though set forth word for word herein.

14. In answer to paragraph 28, respondents specifically deny that petitioners have demanded of respondent CITY OF GLENDALE that it pay to petitioners the increases in salaries and/or wages aggregating the sum of $419,589.00 or any other sum. Respondents further deny that they owe to petitioners the sum of $419,589.00 or any other sum whatsoever.

AS AND FOR A FIRST AFFIRMATIVE DEFENSE TO PETITIONERS' FIRST, SECOND AND THIRD CAUSES OF ACTION, RESPONDENTS ALLEGE:

15. If respondents are indispensable parties at this time, pursuant to Code of Civil Procedure Section 389(a)(1), then they have been such throughout the entirety of this action. If this is true, then respondents have been seriously prejudiced by virtue of the following:

a. respondents have not had an opportunity to put forth their own defense at either the trial or appellate levels;

b. The defenses of respondents are different from the defenses of the co-respondents initially sued, because these answering respondents stand to suffer additional criminal and civil liability if they carry out the order of the Court, since no salary ordinance or appropriation now exists upon which these respondents can rely for proper authorization to make payment.

c. Respondents have been foreclosed, by the California Supreme Court, from presently pursuing the merits of this action and properly raising their individual and separate defenses.

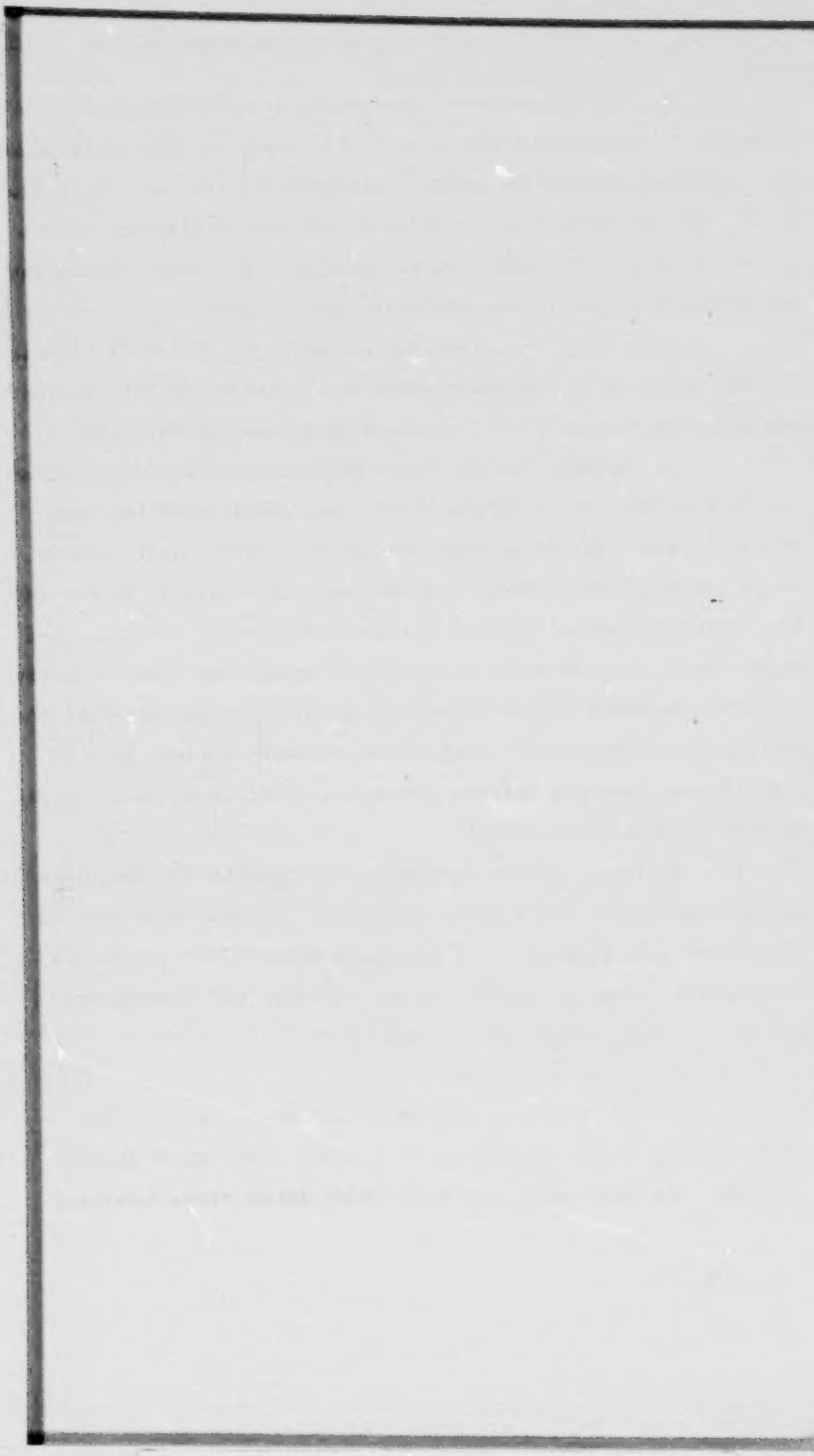
d. Respondents have been further foreclosed from defending this action on its merits in that the findings of fact and conclusions of law, heretofore made by this Court, contain both facts and conclusions which said respondents regard as untrue and incorrect, and omit facts and conclusions which said respondents regard as crucial to their defense, and to each of their defenses.

16. However, if the judgment eventually entered against the co-respondents herein is valid and enforceable against said co-respondents, then respondents are improper and unnecessary parties to this lawsuit at this time.

17. By reason of the foregoing, the petitioners should be barred from proceeding against respondents at this late date in accordance with Code of Civil Procedure Section 389, or in the alternative, because respondents are improper and unnecessary parties to this lawsuit at this time.

AS AND FOR A SECOND AFFIRMATIVE DEFENSE TO PETITIONERS' FIRST, SECOND AND THIRD CAUSES OF ACTION, RESPONDENTS ALLEGE:

18. The judgment of the trial court denies these answering



respondents due process of law as guaranteed by the United States Constitution, Amendment V, Amendment XIV, Section 1, and the California Constitution, Article I, Sections 1 and 15, inasmuch as the Glendale City Charter (Article IV, Section 3, Article XI, Sections 3 and 4) prohibits the payment of salaries except as fixed by ordinance and appropriation, and certain specifically defined procedures must be followed. A copy of these Charter sections is attached hereto, designated Exhibit "C" and incorporated herein by reference. There is an existing salary ordinance which does not conform to the order of the Court.

19. Said existing salary ordinance (No. 3936, amending Ordinance No. 3921) has not been invalidated. Nor has any other salary ordinance been adopted in its stead. The Council has not been and cannot be ordered to pass any other salary ordinance.

20. Absent a properly adopted salary ordinance and appropriation sufficient to satisfy the judgment and/or to fix salary compensation in accord with said judgment, these respondents will suffer civil and criminal penalties imposed by the City Charter (Article XXIII, Sections 13 and 27) if they carry out the order of the Court. A copy of these Charter provisions is attached hereto, designated Exhibit "D" and incorporated herein by reference.

21. By reason of the foregoing, the petitioners should be barred from proceeding further in these causes of action.

AS AND FOR A THIRD AFFIRMATIVE DEFENSE TO PETITIONERS' FIRST, SECOND AND THIRD CAUSES OF ACTION, RESPONDENTS ALLEGE:

22. The trial court's judgment constitutes a violation of

the doctrine of separation of powers as embodied in the California Constitution, Article III, Section 3, and the United States Constitution, Article 1, Section 1; Article 2, Section 1; and Article 3, Section 1, in that the effect of said judgment is to bypass the well defined provisions and procedures of the Glendale City Charter and judicially legislate a new salary ordinance which is in conflict with the present existing and valid salary ordinance.

23. The Court's circumvention of settled City Charter provisions relating to ordinances severely jeopardizes the constitutional rights of these respondents since it compels an election between contempt of court for failure to comply with the judgment on the one hand, and inevitable civil and criminal charges for compliance on the other. Such an election constitutes a denial of due process to these respondents.

24. By reason of the foregoing, the petitioners should be barred from proceeding further on these causes of action.

WHEREFORE, respondents pray:

1. The petitioners take nothing by any of their three causes of action, and that they be barred from any further proceedings in the above matter;

2. Should petitioners be allowed to proceed, that respondents be permitted to litigate and further argue the serious and substantial factual and constitutional issues raised herein; and

3. For costs of suit and such other relief as the Court deems just.

Dated this 12th day of January, 1976, at Glendale, California.

(S) RICHARD W. HARSTON

RICHARD W. HARSTON, CITY ATTORNEY

(S) DENNIS H. SCHUCK

DENNIS H. SCHUCK

Deputy City Attorney

Attorneys for Respondent

ORDINANCE NO. 2921

AN ORDINANCE OF THE CITY OF GLENDALE PROVIDING FOR CERTAIN OFFICERS, SUBORDINATE OFFICERS, ASSISTANTS, DEPUTIES, CLERKS, AND EMPLOYEES OF THE CITY OF GLENDALE AND FOR THEIR COMPENSATION.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF GLENDALE:

SECTION 1. CLASSIFICATIONS AND POSITIONS—CREATED AND DEFINED. The offices and employments hereinafter designated in this ordinance, except insofar as they are specifically provided for by The Charter of the City of Glendale, are hereby created.

As used herein, a "position" shall be deemed to mean an office or employment calling for the rendition of service by one person.

As used herein, a "classification" shall be deemed to mean a group of positions having sufficiently similar duties, responsibilities and qualifications to be designated by the same descriptive title, and as to which the same salary range may be made to apply with equity.

As used herein, a "safety member" shall be deemed to mean an employee who is classified as a "local safety member" under the State Employee's Retirement Law.

SECTION 2. DESCRIPTIONS OF CLASSIFICATIONS. The description of classifications herein mentioned, except as may be otherwise provided by The Charter of the City of Glendale, shall be those which are or may be hereafter determined by "The Classification Plan and Class Specifications for Glendale, California," adopted by the Civil Service Commission of the City of Glendale on the 10th day of May, 1940, and any amendments thereof.

SECTION 3. As to the persons in the various classifications herein mentioned subsequent to the effective date of this ordinance, the increases or decreases in rates of compensation set forth in this amending ordinance shall be effective July 1, 1970.

SECTION 4. SCHEDULE OF COMPENSATION RATES. The following schedule of compensation rates shows standard salary range numbers, the salary steps designated by letters, and unless otherwise specified, the full-time monthly rates (in dollars) for all classifications.

Standard Salary Range No.	Salary Steps A	B	C	D	E
16	307	322	340	359	380
17	313	331	350	370	390
18	322	340	359	380	401
19	331	350	370	390	410
20	340	359	380	401	421
21	350	370	390	410	434
22	359	380	401	421	444
23	370	390	410	434	456
24	380	401	421	444	469
25	390	410	434	456	482
26	401	421	444	469	495
27	410	434	456	482	509
28	421	444	469	495	522
29	434	456	482	509	536
30	444	469	495	522	551
31	456	482	509	536	567
32	469	495	522	551	580
33	481	509	536	567	611
34	495	522	551	580	611
35	509	536	567	597	628
36	522	551	580	611	644
37	536	567	597	628	662
38	551	580	611	644	679
39	567	597	628	662	696
40	580	611	644	679	715
41	597	628	662	696	734
42	611	644	679	715	753
43	628	662	696	734	773
44	644	679	715	753	793
45	662	696	734	773	814
46	679	715	753	793	834
47	696	734	773	814	856
48	715	753	793	834	878
49	734	773	814	856	901
50	753	793	834	878	924
51	773	814	856	901	954
52	793	834	878	924	970
53	814	856	901	954	1016
54	834	878	924	970	1042
55	856	901	954	1016	1071
56	878	924	970	1042	1100
57	901	954	1016	1071	1130
58	924	970	1042	1100	1161
59	954	1016	1071	1130	1192
60	970	1042	1100	1161	1225
61	1016	1071	1130	1192	1257
62	1042	1100	1161	1225	1291
63	1071	1130	1192	1257	1325
64	1100	1161	1225	1291	1361
65	1130	1192	1257	1325	1399
66	1161	1225	1291	1361	1438
67	1192	1257	1325	1399	1476
68	1225	1291	1361	1438	1518
69	1257	1325	1399	1476	1559
70	1291	1361	1438	1518	1599
71	1325	1399	1476	1559	1642
72	1361	1438	1518	1599	1686
73	1399	1476	1559	1642	1731
74	1438	1518	1599	1686	1777
75	1476	1559	1642	1731	1825
76	1518	1599	1686	1777	1875
77	1559	1642	1731	1825	1926
78	1599	1686	1777	1875	1978
79	1642	1731	1825	1926	2031
80	1686	1777	1875	1978	2085
81	1731	1825	1926	2031	2142
82	1777	1875	1978	2085	2200
83	1825	1926	2031	2142	2260
84	1875	1978	2085	2200	2321
85	1926	2031	2142	2260	2384
86	1978	2085	2200	2321	2447
87	2031	2142	2260	2384	2513
88	2085	2200	2321	2447	2583
89	2142	2260	2384	2513	2651
90	2200	2321	2447	2583	2724

SECTION 5. SCHEDULE OF COMPENSATION RATES — SPECIAL RATES. The following schedule of compensation rates is for classifications not within the standard salary ranges set forth in Section 4:

Salary Range No.	
200	$2.00 per hour
210	$2.24 per hour
220	$2.63 per hour
230	$2.74 per hour
235	$2.81 per hour
240	$3.05 per hour
250	$3.82 per hour
270	$3.12 to $3.11 per hour*
290	$3.54 to $3.85 per game*
300	$ per month
400	$ per month
500	$1,250 per month
600	$1,563 per month
625	$1,575 per month
650	$2,107 per month
800	$2,240 per month

*Rate to be fixed by City Manager.

SECTION 6. CLASSIFICATION CODE AND COMPENSATION SCHEDULE. The Code number and the Salary Range number assigned

to each classification are set forth in Sections 6.1 to 6.12 inclusive of this ordinance.

SECTION 6.1. CLERICAL, FISCAL AND ADMINISTRATIVE.

Code	Class Title	Salary Range No.
120	Bookkeeping Machine Operator	34
154	Chief Clerk	49
232	Clerical Aide	210
235	Clerk I	25
238	Clerk II	30
241	Clerk III	35
244	Clerk-Stenographer	32
247	Clerk-Typist I	27
250	Clerk-Typist II	31
324	Duplicating Shop Operator	29
327	EDP Assistant Programmer Analyst	51
330	EDP Equipment Operator	42
331	EDP Senior Equipment Operator	46
333	EDP Operations Supervisor	54
336	EDP Programmer Analyst	59
337	EDP Principal Programmer Analyst	62
338	EDP Systems Analyst	59
339	EDP Director	65
507	Key Punch Operator	32
510	Key Punch Supervisor	37
522	Legal Secretary	42
743	Secretary-Stenographer I	37
746	Secretary-Stenographer II	40
749	Secretary to City Clerk	42
752	Secretary to City Manager	47

The letters "EDP" used herein shall be understood to mean "Electronic Data Processing."

SECTION 6.2. CLERICAL, FISCAL AND ADMINISTRATIVE (continued).

Code	Class Title	Salary Range No.
003	Accountant	48
006	Administrative Analyst	51
040	Assistant City Clerk	55
044	Assistant City Controller	66
186	City Clerk	600
190	City Controller	625
214	City Treasurer	800
256	Commercial Representative	34
290	Deputy City Clerk	41
294	Deputy City Treasurer I	28
298	Deputy City Treasurer II	42
537	License Investigator I	41
540	License Investigator II	45
597	Meter Reader	28
612	Parking Attendant	20
621	Parking Meter Collector	25
624	Parking Meter Serviceman	30
707	Real Property Agent and Claims Investigator	50
736	Senior Accountant	55
793	Senior Meter Reader	41
800	Senior Parking Attendant	28
809	Special Collector	25
918	Traffic and Parking Foreman	49

SECTION 6.3. CLERICAL, FISCAL AND ADMINISTRATIVE (continued).

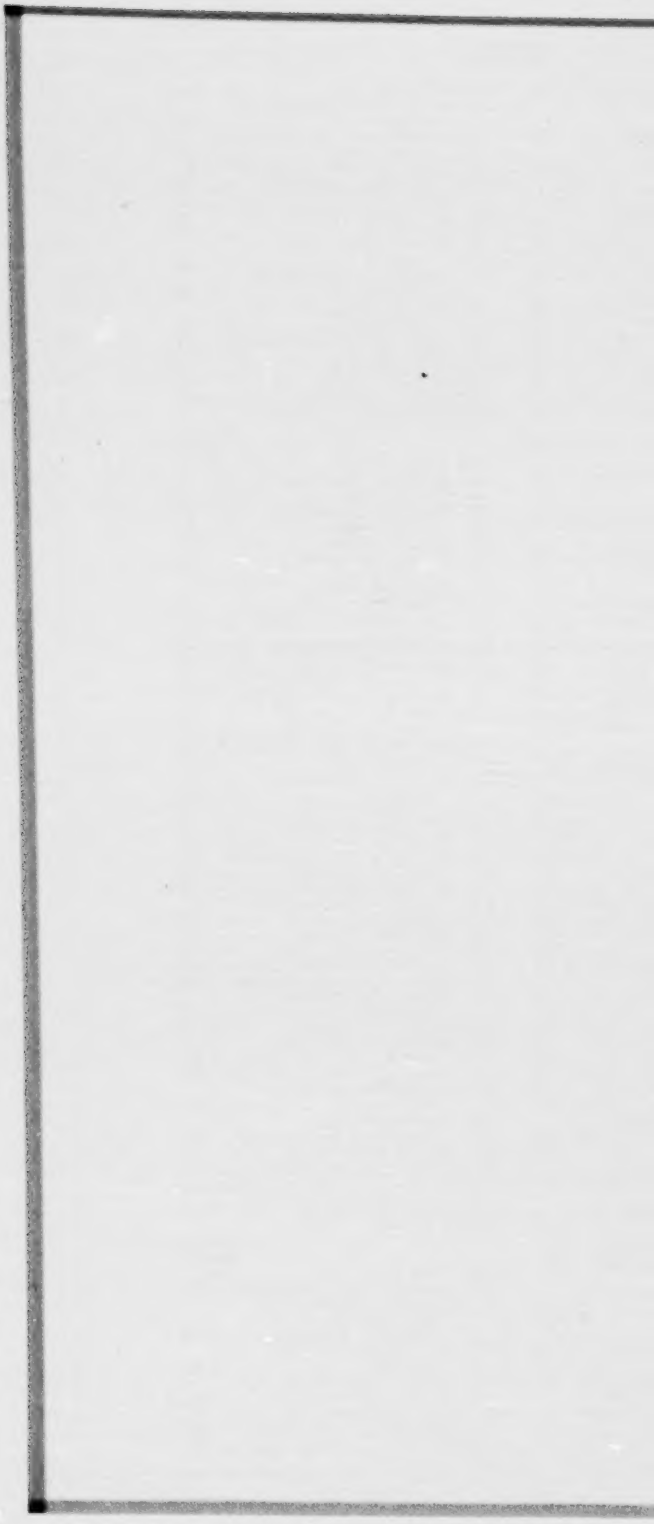
Code	Class Title	Salary Range No.
009	Administrative Intern	215
023	Assistant Buyer	43
030	Assistant Chief Examiner	65
032	Assistant City Manager	800
076	Assistant to City Manager	69
141	Buyer	52
152	Chief Examiner	72
183	City Manager	800
229	Civil Defense Property Officer	47
253	Commercial Operations Supervisor	61
315	Director of Purchases	67
410	Executive Assistant	63
594	Mechanical Stock Clerk	36
600	Personnel Analyst	54
603	Personnel Trainee	200
667	Principal Personnel Analyst	60
723	Research and Budget Officer	66
780	Senior Administrative Analyst	56
804	Senior Personnel Analyst	59
843	Storekeeper I	39
846	Storekeeper II	43
941	Warehouseman	35

SECTION 6.4. ENGINEERING AND RELATED TECHNICAL.

Code	Class Title	Salary Range No.
060	Assistant Engineering Technician	42
129	Building Inspector I	50
130	Building Inspector II	53
222	Civil Engineer	65
225	Civil Engineering Assistant	55
229	Civil Engineering Associate	61
262	Construction Inspector	53
321	Draftsman	43
403	Electrical Inspector	50
429	Engineering Aide	37
432	Engineering Technician	47
460	Heating, Ventilating and Air Conditioning Inspector	50
486	Industrial Waste Inspector	50
496	Instrumentman	48
516	Lath and Plaster Inspector	50
609	Plan Checker	55
642	Planning Assistant	46
645	Planning Associate	51
648	Planner	55
651	Planning Director	76
654	Plumbing Inspector	50
679	Principal Engineering Technician	61
681	Principal Planner	66
735	Right-of-Way Agent	56
738	Rodman and Chainman	42
758	Senior Building Inspector	54
775	Senior Construction Inspector	59
790	Senior Draftsman	48
796	Senior Engineering Technician	55
864	Senior Planner	61
880	Superintendent of Buildings	70
893	Supervising Civil Engineering Associate	64
906	Survey Party Chief	55
992	Zoning Administrator	64

SECTION 6.5. ENGINEERING AND RELATED TECHNICAL (continued).

Code	Class Title	Salary Range No.
048	Assistant City Engineer	71
064	Assistant General Manager and Principal Engineer	70
153	Chief Electric Works Engineer	75
174	Chief Water Works Engineer	72
184	City Engineer	77
210	City Traffic Engineer	68
312	Director of Public Works	84



Code	Class Title	Salary Range No.
331	Electrical Engineering	63
395	Electrical Engineering Assistant	56
399	Electrical Engineering Associate	62
419	Electrical Sales Representative	52
468	General Manager and Chief Engineer	700
573	Mechanical Engineer	66
578	Mechanical Engineering Assistant	55
579	Mechanical Engineering Associate	61
683	Principal Mechanical Engineer	72
695	Principal Structural Engineer	72
772	Senior Civil Engineer	70
792	Senior Electrical Engineer	71
824	Senior Water Works Engineer	71
873	Structural Engineer	66
881	Structural Engineering Assistant	55
884	Structural Engineering Associate	61
896	Supervising Electrical Engineering Associate	68
899	Supervising Structural Engineering Associate	67
920	Traffic Engineering Assistant	55
923	Traffic Engineering Associate	61

SECTION 6.6. LABOR, LABOR SUPERVISION AND SKILLED TRADES.

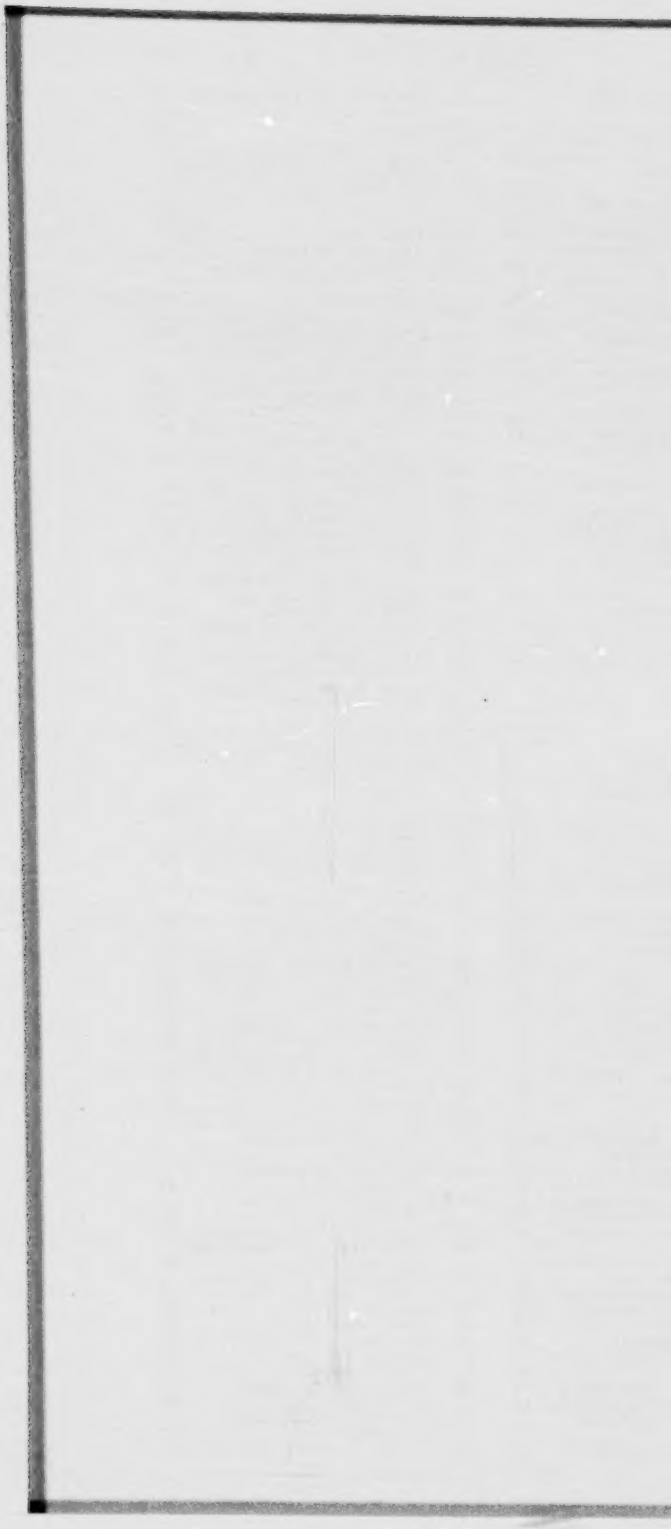
Code	Class Title	Salary Range No.
038	Automotive Body Repairman	45
092	Automotive Equipment Painter	45
104	Automotive Serviceman	35
117	Blacksmith and Welder	45
123	Bookmobile Operator	38
132	Building Repair Foreman	45
138	Building Repairman	42
144	Carpenter	44
150	Cement Worker Finisher	44
271	Custodial Worker I	31
274	Custodial Worker II	35
424	Electrician	47
426	Elevator Operator	27
433	Equipment Mechanic I	45
434	Equipment Mechanic II	47
435	Equipment Operator I	39
438	Equipment Operator II	45
477	Heating and Air Conditioning Repairman	47
487	Inspector	43
564	Machinist	45
567	Maintenance Man	34
570	Maintenance Superintendent, Municipal Buildings	56
571	Mechanic Helper	39
585	Mechanical Repair Helper	38
583	Mechanical Repairman I	42
591	Mechanical Repairman II	47
600	Motor Sweeper Operator	44
603	Painter	44
722	Refuse Collection Foreman	49
736	Sanitation Crewman	38
740	Sanitation Superintendent	66
818	Senior Refuse Foreman	51
829	Shop Foreman	52
830	Shop Superintendent	56
845	Steam Plant Maintenance Supervisor	55
848	Steam Plant Mechanic I	45
851	Steam Plant Mechanic II	49
854	Steam Plant Operation Supervisor	61
857	Steam Plant Operator I	44
860	Steam Plant Operator II	50
935	Truck Operator	49
938	Utility Worker	49
980	Yard Attendant	38

SECTION 6.6. LABOR, LABOR SUPERVISION AND SKILLED TRADES (continued).

Code	Class Title	Salary Range No.
111	Auxiliary Operator	38
582	Mechanical Maintenance and Warehouse Superintendent	61
628	Pumping Plant Operator	40
829	Senior Street Foreman	52
827	Sewer Maintenance Man	39
844	Sign Painter	44
869	Street Foreman	49
872	Street Maintenance Man	38
875	Street Superintendent	66
924	Traffic Painter	40
947	Water Construction Supervisor	58
950	Water Distribution Inspector	42
952	Water Foreman I	47
956	Water Foreman II	52
959	Water Meter Repairman I	39
962	Water Meter Repairman II	45
965	Water Production and Maintenance Supervisor	53
968	Water Production and Storage Foreman	47
971	Water Service and Meter Supervisor	51
974	Water Service Investigator	45
977	Water Superintendent	66
980	Water System Repairman	44
983	Water Utilityman I	40
986	Water Utilityman II	43

SECTION 6.6. LABOR, LABOR SUPERVISION AND SKILLED TRADES (continued).

Code	Class Title	Salary Range No.
018	Appliance Service Foreman	50
021	Appliance Serviceman	45
170	Chief Steam Plant Engineer	63
343	Electric Meters and Services Supervisor	62
347	Electric Overhead Supervisor	63
351	Electric Station Foreman	52
355	Electric Station Operator	40
359	Electric Test Assistant	39
363	Electric Test Foreman	53
367	Electric Test Repairman I	45
371	Electric Test Repairman II	52
375	Electric Underground and and Station Supervisor	63
379	Electric Utilityman I	39
383	Electric Utilityman II	45
387	Electric Utilityman III	49
407	Electrical Mechanical Foreman	57
411	Electrical Mechanical Repairman I	46
415	Electrical Mechanical Repairman II	52
423	Electrical Superintendent	67
492	Instrument and Laboratory Technician I	45
496	Instrument and Laboratory Technician II	50
549	Line Foreman I	55
552	Line Foreman II	58
556	Lineman	52
558	Lineman Helper	29
561	Line Truckman	40
784	Senior Electric Station Foreman	55
788	Senior Electric Station Operator	49
944	Watch Engineer	56



SECTION 6.9. PARKS, RECREATION AND LIBRARIES.

Code	Class Title	Salary Range No.
024	Arts and Crafts Attendant	29
036	Assistant Director of Parks and Recreation	64
072	Assistant to Auditorium Supervisor	37
084	Auditorium Supervisor	42
462	Gardener I	36
465	Gardener II	41
474	Groundskeeper	40
513	Landscape Architect	55
543	Lifeguard I	240
546	Lifeguard II	250
606	Park Foreman	48
609	Park Guard	250
625	Parks Maintenance Supervisor	52
710	Recreation Attendant	200
713	Recreation Leader	32
716	Recreation Supervisor	50
719	Recreation Superintendent	57
816	Senior Recreation Leader	43
911	Swimming Instructor	250
914	Swimming Pool Manager	41
926	Tree Trimmer	42
929	Tree Trimmer Crew Foreman	45
932	Tree Trimmer Foreman	51

SECTION 6.10. PARKS, RECREATION AND LIBRARIES (continued).

Code	Class Title	Salary Range No.
012	Adult Librarian	53
030	Athletic Official	280
126	Branches and Circulation Librarian	53
147	Catalog Librarian	53
166	Chief Librarian	72
178	Children's Librarian	53
268	Cultural Arts Librarian	53
309	Director of Parks and Recreatiton	72
318	Display Artist	44
441	Exhibits Coordinator	46
525	Librarian I	46
528	Librarian II	50
531	Library Monitor	260
534	Library Page	16
828	Special Activity Leader	37
837	Student Librarian	220

SECTION 6.11. COMMUNICATIONS, PUBLIC SAFETY, LEGAL AND PUBLIC HEALTH.

Code	Class Title	Salary Range No.
015	Animal Control Officer	40
114	Battalion Chief	64
259	Communications Operator	35
302	Deputy Fire Chief	69
443	Fire Alarm Technician I	44
444	Fire Alarm Technician II	50
447	Fire Captain	59
450	Fire Chief	77
453	Fire Engineer	54
459	Fireman	50
483	Identification Technician	47
701	Radio Engineer	54
704	Radio Technician	45
764	Senior Animal Control Officer	42
812	Senior Radio Technician	48
842	Special Officer	220
902	Supervisor of Records and Identification	54
917	Switchboard Operator	30

SECTION 6.12. COMMUNICATIONS, PUBLIC SAFETY, LEGAL AND PUBLIC HEALTH (continued).

Code	Class Title	Salary Range No.
026	Assistant City Attorney	65
132	City Attorney	85
202	City Nurse	42
206	City Physician	400
217	Civil Defense Coordinator	61
282	Deputy City Attorney	60
306	Deputy Police Chief	69
489	Instructor—Civil Defense	200
501	Jailer I	44
504	Jailer II	47
519	Law Clerk	37
615	Parking Checker	35
657	Police Captain	63
660	Police Chief	77
663	Police Detective	54
666	Police Lieutenant	61
669	Policeman	51
672	Police Sergeant	57
675	Policewoman	51
731	Safety and Training Officer	59
732	Safety Inspector	47
766	Senior Assistant City Attorney	74

SECTION 7. INCUMBENTS RECEIVING IN EXCESS OF MAXIMUM.

Any person who at the time of the effective date of this ordinance was receiving compensation in excess of the maximum rate for the position held by him shall continue to receive such higher compensation; provided, however, that the rate of compensation of a person permanently transferred or reduced to a classification with a lower salary range shall be fixed as provided in Chapter 4 of the Glendale Municipal Code, 1964.

SECTION 8. REDUCTION OR SUSPENSION OF COMPENSATION.

Nothing contained in this ordinance shall be construed as prohibiting the reduction of or the suspension of payment of compensation to any person when such reduction or suspension is authorized by the provisions of Article XXIV of The Charter of the City of Glendale or the Rules of the Civil Service Commission adopted pursuant thereto.

SECTION 9. POLICE DIVISION—FIREARMS TRAINING AND ADDITIONAL COMPENSATON FOR MARKSMANSHIP.

Employees of the Police Division who may be called upon to use firearms in the performance of the duties to which they are or may be assigned shall:

(a) As directed by the Police Chief fire the prescribed combat or target course once a month for a minimum of ten months per fiscal year. Any employee failing to fire as herein required may be fined one day's pay upon the recommendation of the Police Chief and approval of the City Manager. In addition to the required number of courses the Police Chief may require a minimum point qualification for both combat and target courses which he deems necessary to insure proficiency of such employees and may require any such employee who within the past year has not attained the minimum point qualification to take additional firearms training. This section does not restrict personnel action by the Police Chief.

(b) Receive additional compensation each month for marksmanship as herein provided. Such additional compensation shall be in the following amounts and based upon the [illegible]

firearms target type course:

Marksman, $2.00 per month, 300 to 329

Sharpshooter, $4.00 per month, 330 to 369

Expert, $6.00 per month, 370 to 384

Master, $8.00 per month, 385 to 400

An employee shall receive the additional compensation only for the 12-month period immediately following his demonstration of proficiency as herein provided to the satisfaction of the Police Chief and the certification of such proficiency to the City Controller. The City Manager shall determine the firearms course. The determination of the Police Chief on all scoring is final and conclusive.

SECTION 10. PUBLIC SERVICE DIVISION—SIX-DAY FORTY-HOUR WEEK—EXTRA PAY FOR UNUSUAL HOURS.

(a) Employees in the Public Service Division who regularly work a six-day forty-hour week shall receive ten dollars ($10.00) per month additional compensation.

(b) Employees in the Public Service Division who are assigned to work a shift which commences at or after 2:00 p.m. and before 9:00 p.m. shall receive twelve cents ($.12) per hour extra for each hour worked on said shift.

(c) Employees in the Public Service Division who are assigned to work a shift which commences at or after 9:00 p.m. and before 4:00 a.m. of the next following day shall receive sixteen cents ($.16) per hour extra for each hour worked on said shift.

(d) Employees in the Public Service Division receiving compensation for overtime as provided in Section 4-57 of the Glendale Municipal Code, 1964, shall not be entitled to receive the extra compensation provided under subsections (b) and (c) of this section.

SECTION 11. POLICE DIVISION —HAZARD PAY FOR MOTORCYCLE DUTY.

Employees of the Police Division who are "safety members" shall receive additional compensation as hazard pay in the sum of seventy dollars ($70.00) per month when assigned to a two-wheel motorcycle.

SECTION 12. PUBLIC SAFETY UNIFORM ALLOWANCES.

(a) Employees of the Police Division who are "safety members," "safety members of the Bureau of Fire Prevention and the Captain in charge of training in the Fire Division," shall receive a uniform allowance in the sum of one hundred dollars ($100.00) per year; provided, however, that employees of the Police Division who are Jailers, Parking Checkers, Identification Technicians, or a Supervisor of Records and Identification shall receive a uniform allowance in the sum of fifty dollars ($50.00) per year. Said uniform allowance shall be paid in two equal installments, on the first day of July and the first day of January of each year. New policemen and policewomen shall, in addition to the above, receive a two hundred dollar ($200.00) uniform allowance to be paid half on entering service and half on successfully completing "academy" training.

(b) Employees of the Fire Division who are "safety members" shall receive a uniform allowance in the sum of fifty dollars ($50.00) per year, which shall be paid in two equal installments, on the first day of July and the first day of January of each year.

SECTION 13. POLICE DIVISION —EXTRA PAY FOR CLERKS I, II AND III, CLERK-TYPISTS I AND II, AND CLERK-STENOGRAPHERS FOR UNUSUAL HOURS.

Full-time employees in the classification of Clerks I, II and III, Clerk-Typists I and II, and Clerk-Stenographers occupying positions in the Police Division in which the incumbents are required to work a minimum of three-fourths of a shift between the periods of 4:00 p.m. and 7:00 a.m. shall receive additional pay in an equal amount to two salary ranges as used in Section 4 of this ordinance.

SECTION 14. POLICE DIVISION —EXTRA PAY FOR WOMEN ASSISTING JAILER.

Women, except Policewomen, in the Police Division shall receive additional pay in the amount of two dollars ($2.00) per work shift when assigned to assist the Jailer with women prisoners.

SECTION 15. ANIMAL CONTROL OFFICERS UNIFORM ALLOWANCE.

Employees who are Animal Control Officers shall receive a uniform allowance in the sum of one hundred dollars ($100.00) per year payable in two equal installments, on the first day of July and first day of January of each year.

SECTION 16. PUBLIC WORKS DIVISION — FORTY-SIX-HOUR WEEK FOR PARKING ATTENDANTS.

Parking Attendants I and II in the Public Works Division who work a forty-six-hour week shall receive compensation at the rate in effect for the fifth salary range above their regular salary step.

SECTION 17. EXTRA COMPENSATION FOR BRUSH REMOVAL WORK.

Full-time employees in the classifications of Tree Trimming Crew Foreman, Tree Trimmer, Street Maintenance Man, and Maintenance Man occupying positions in the Street Section of the Public Works Division who are assigned to the brush removal crew shall receive additional pay in an amount equal to two salary ranges as used in Section 4 of this ordinance, which additional amount shall be paid only during those periods when such employees are actually engaged in brush clearance work.

SECTION 18. GROUP INSURANCE BENEFITS.

The benefits of group health, medical and accident insurance shall be provided to all City officers except members of the Council and to all City employees compensated on a monthly basis and for certain dependents of such persons. Said insurance benefits shall be provided solely by contracts of insurance approved by the Council and purchased by the City from time to time. The City shall pay the cost of such insurance in the sum of eight dollars and seventy-seven cents

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($8.77) per month for each such officer and employee, and further, shall pay to said contracting insurer the sum of six dollars and sixty-nine cents ($6.69) per month for employees with one dependent and eight dollars and fifty cents ($8.50) per month for employees with more than one dependent to apply on the premium for the dependent or dependents of each officer or employee who desires such insurance coverage for said dependents and arranges to pay the remainder of the premium due on account of his said dependent or dependents. In no event will such payment be made directly by the City to any officer or employee or the dependent thereof. For the purposes of this section, the term dependents shall mean and include the spouse and minor children of said employed persons.

The City shall not pay the cost of such insurance or any part thereof for any officer or employee who is absent on leave without pay for any entire calendar month, nor shall the City pay such cost for any officer or employee who is on military leave without pay for more than thirty (30) days.

Notwithstanding the foregoing provisions of this section, the City shall pay the cost of such insurance in the sum of five dollars and thirty-three cents ($5.33) for those officers and employees who are eligible for Medicare under Title XVIII of the United States Social Security Act and therefore are within the Modified and Supplementary group insurance coverage, except that the City shall not pay such cost of insurance for any person who is absent on leave without pay for any entire calendar month.

SECTION 19. REPEALING CLAUSE.

Ordinance No. 3373 as amended is repealed and each of the ordinances amending said ordinance are also repealed.

SECTION 20. PROVISIONS SIMILAR TO PRIOR SALARY ORDINANCE — CONSTRUCTION.

The provisions of this ordinance so far as they are substantially the same as the provisions of the former salary ordinance, Ordinance No. 3373 as amended, must be construed as continuations thereof and not as original enactments.

SECTION 21. SEVERABILITY OF PARTS OF ORDINANCE.

It is hereby declared to be the intention of The Council that the sections, paragraphs, lines, sentences, clauses and phrases of this ordinance are severable, and if any phrase, clause, sentence, line, paragraph or section of this ordinance shall be declared unconstitutional by the valid judgment or decree of a court of competent jurisdiction such unconstitutionality shall not affect any of the remaining phrases, clauses, phrases, sentences, lines, paragraphs and sections of this ordinance.

SECTION 22. EFFECTIVE DATE.

This ordinance shall take effect and be in force on the 1st day of July, 1970.

Passed by The Council of the City of Glendale on the 30th day June, 1970.

JAMES W. PERKINS, D.D.S.
Mayor

ATTEST:
JOHN H. WALTERS
City Clerk

STATE OF CALIFORNIA
COUNTY OF LOS ANGELES (ss)
CITY OF GLENDALE

I, JOHN H. WALTERS, City Clerk of the City of Glendale, certify that the foregoing ordinance was passed by The Council of the City of Glendale, California, at a regular meeting held on the 30th day of June, 1970, and that the same was passed by the following vote:

Ayes: Allen, Haverkamp, Peters, Watson, Perkins.
Noes: None.
Absent: None.

JOHN H. WALTERS,
City Clerk

July 6, 1970.

I HEREBY CERTIFY THAT THE FOREGOING
IS A TRUE AND CORRECT COPY OF
Ordinance No. 3921
ON FILE IN THE OFFICE OF THE CITY CLERK
OF THE CITY OF GLENDALE
DATED January 12, 1971
CITY CLERK
By
Deputy

ORDINANCE NO. 3936

AN ORDINANCE OF THE CITY OF GLENDALE AMENDING ORDINANCE NO. 3921 RELATING TO SALARIES.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF GLENDALE:

SECTION 1. Section 6.1 of Ordinance No. 3921 is amended to read:

SECTION 6.1. CLERICAL, FISCAL AND ADMINISTRATIVE.

Code	Class Title	Salary Range No.
120	Bookkeeping Machine Operator	34
154	Chief Clerk	48
202	Clerical Aide	210
215	Clerk I	25
223	Clerk II	31
241	Clerk III	37
244	Clerk-Stenographer	34
247	Clerk-Typist I	28
250	Clerk-Typist II	32
324	Duplicating Shop Operator	40
327	EDP Assistant Programmer Analyst	52
330	EDP Equipment Operator	43
331	EDP Senior Equipment Operator	46
333	EDP Operations Supervisor	56
336	EDP Programmer Analyst	59
337	EDP Principal Programmer Analyst	63
338	EDP Systems Analyst	60
339	EDP Director	66
507	Key Punch Operator	32
510	Key Punch Supervisor	37
522	Legal Secretary	44
743	Secretary-Stenographer I	39
746	Secretary-Stenographer II	42
749	Secretary to City Clerk	44
752	Secretary to City Manager	48

The letters "EDP" used herein shall be understood to mean "Electronic Data Processing."

SECTION 2. Section 6.2 of Ordinance No. 3921 is amended to read:

SECTION 6.2. CLERICAL, FISCAL AND ADMINISTRATIVE (continued).

Code	Class Title	Salary Range No.
003	Accountant	49
006	Administrative Analyst	51
040	Assistant City Clerk	55
044	Assistant City Controller	67
186	City Clerk	600
190	City Controller	77
214	City Treasurer	500
256	Commercial Representative	39
290	Deputy City Clerk	42
294	Deputy City Treasurer I	38
298	Deputy City Treasurer II	43
537	License Investigator I	42
540	License Investigator II	45
597	Meter Reader	37
612	Parking Attendant	20
621	Parking Meter Collector	36
624	Parking Meter Serviceman	40
707	Real Property Agent and Claims Investigator	50
756	Senior Accountant	57
793	Senior Meter Reader	41
800	Senior Parking Attendant	28
839	Special Collector	36
918	Traffic and Parking Foreman	49

SECTION 3. Section 6.3 of Ordinance No. 3921 is amended to read:

SECTION 6.3. CLERICAL, FISCAL AND ADMINISTRATIVE (continued).

Code	Class Title	Salary Range No.
009	Administrative Intern	200
038	Assistant Buyer	44
050	Assistant Chief Examiner	69
052	Assistant City Manager	650
076	Assistant to City Manager	65
141	Buyer	53
162	Chief Examiner	73
158	City Manager	800
220	Civil Defense Property Officer	47
253	Commercial Operations Supervisor	62
315	Director of Purchases	67
440	Executive Assistant	62
594	Mechanical Stock Clerk	36
630	Personnel Analyst	55
633	Personnel Trainee	47
687	Principal Personnel Analyst	60
723	Research and Budget Officer	66
760	Senior Administrative Analyst	55
804	Senior Personnel Analyst	61
862	Storekeeper I	40
866	Storekeeper II	43
941	Warehouseman	36

SECTION 4. Section 6.4 of Ordinance No. 3921 is amended to read:

SECTION 6.4. ENGINEERING AND RELATED TECHNICAL.

Code	Class Title	Salary Range No.
080	Assistant Engineering Technician	42
129	Building Inspector I	50
130	Building Inspector II	53
223	Civil Engineer	67
226	Civil Engineering Assistant	55
229	Civil Engineering Associate	61
262	Construction Inspector	53
321	Draftsman	43
402	Electrical Inspector	50
429	Engineering Aide	37
432	Engineering Technician	49
459	Heating, Ventilating and Air Conditioning Inspector	50
486	Industrial Waste Inspector	51
498	Instrumentman	49
516	Lath and Plaster Inspector	50
639	Plan Checker	53
642	Planning Assistant	47
645	Planning Associate	52
648	Planner	56
651	Planning Director	73
654	Plumbing Inspector	50
679	Principal Engineering Technician	61
691	Principal Planner	66
725	Right-of-Way Agent	56
728	Rodman and Chainman	42
768	Senior Building Inspector	54
776	Senior Construction Inspector	59
780	Senior Draftsman	49
786	Senior Engineering Technician	55
806	Senior Planner	61
890	Superintendent of Buildings	70
893	Supervising Civil Engineering Associate	64
905	Survey Party Chief	55
992	Zoning Administrator	64

SECTION 5. Section 6.5 of Ordinance No. 3921 is amended to read:

SECTION 6.5. ENGINEERING AND RELATED TECHNICAL (continued).

Code	Class Title	Salary Range

Code	Class Title	Salary Range No.
045	Assistant City Engineer	71
064	Assistant General Manager and Principal Engineer	78
158	Chief Electric Works Engineer	75
174	Chief Water Works Engineer	75
194	City Engineer	77
210	City Traffic Engineer	68
312	Director of Public Works	84
391	Electrical Engineer	68
395	Electrical Engineering Assistant	56
399	Electrical Engineering Associate	62
419	Electrical Sales Representative	52
483	General Manager and Chief Engineer	700
573	Mechanical Engineer	66
576	Mechanical Engineering Assistant	55
579	Mechanical Engineering Associate	61
683	Principal Mechanical Engineer	72
695	Principal Structural Engineer	72
772	Senior Civil Engineer	70
793	Senior Electrical Engineer	71
824	Senior Water Works Engineer	71
878	Structural Engineer	66
881	Structural Engineering Assistant	55
884	Structural Engineering Associate	61
896	Supervising Electrical Engineering Associate	68
899	Supervising Structural Engineering Associate	67
920	Traffic Engineering Assistant	55
923	Traffic Engineering Associate	61

SECTION 6. Section 6.6 of Ordinance No. 3921 is amended to read:

SECTION 6.6. LABOR, LABOR SUPERVISION AND SKILLED TRADES.

Code	Class Title	Salary Range No.
088	Automotive Body Repairman	46
092	Automotive Equipment Painter	46
104	Automotive Serviceman	37
117	Blacksmith and Welder	46
123	Bookmobile Operator	39
132	Building Repair Foreman	46
138	Building Repairman	43
144	Carpenter	45
150	Cement Worker Finisher	44
271	Custodial Worker I	31
274	Custodial Worker II	35
424	Electrician	48
426	Elevator Operator	27
433	Equipment Mechanic I	46
434	Equipment Mechanic II	48
435	Equipment Operator I	40
438	Equipment Operator II	46
477	Heating and Air Conditioning Repairman	48
487	Inspector	43
564	Machinist	46
587	Maintenance Man	36
570	Maintenance Superintendent, Municipal Buildings	56
571	Mechanic Helper	29
585	Mechanical Repair Helper	38
588	Mechanical Repairman I	42
591	Mechanical Repairman II	43
609	Motor Sweeper Operator	45
662	Painter	45
722	Refuse Collection Foreman	49
726	Sanitation Crewman	39
740	Sanitation Superintendent	65
818	Senior Refuse Foreman	51
819	Shop Foreman	52
820	Shop Superintendent	57
815	Steam Plant Maintenance Supervisor	56
848	Steam Plant Mechanic I	46
851	Steam Plant Mechanic II	50
854	Steam Plant Operation Supervisor	62
857	Steam Plant Operator I	45
860	Steam Plant Operator II	51
935	Truck Operator	42
965	Utility Welder	50
989	Yard Attendant	36

SECTION 7. Section 6.7 of Ordinance No. 3921 is amended to read:

SECTION 6.7. LABOR, LABOR SUPERVISION AND SKILLED TRADES (continued).

Code	Class Title	Salary Range No.
111	Auxiliary Operator	39
582	Mechanical Maintenance and Warehouse Superintendent	62
698	Pumping Plant Operator	42
820	Senior Street Foreman	53
847	Sewer Maintenance Man	40
854	Sign Painter	45
859	Street Foreman	51
872	Street Maintenance Man	39
875	Street Superintendent	65
924	Traffic Painter	40
947	Water Construction Supervisor	53
950	Water Distribution Inspector	42
953	Water Foreman I	47
956	Water Foreman II	53
959	Water Meter Repairman I	40
962	Water Meter Repairman II	46
965	Water Production and Maintenance Supervisor	53
968	Water Production and Storage Foreman	48
971	Water Service and Meter Supervisor	51
974	Water Service Investigator	45
977	Water Superintendent	66
980	Water System Repairman	45
983	Water Utilityman I	41
986	Water Utilityman II	43

SECTION 8. Section 6.8 of Ordinance No. 3921 is amended to read:

SECTION 6.8. LABOR, LABOR SUPERVISION AND SKILLED TRADES (continued).

Code	Class Title	Salary Range No.
018	Appliance Service Foreman	51
021	Appliance Serviceman	45
170	Chief Steam Plant Engineer	60
343	Electric Meters and Services Supervisor	62
347	Electric Overhead Supervisor	63
351	Electric Station Foreman	53
355	Electric Station Operator	41
370	Electric Test Assistant	39
363	Electric Test Foreman	53
367	Electric Test Repairman I	45
371	Electric Test Repairman II	54
375	Electric Underground and Station Supervisor	62
379	Electric Utilityman I	40
383	Electric Utilityman II	43
387	Electric Utilityman III	50
407	Electrical Mechanical Foreman	53
411	Electrical Mechanical	

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	Repairman I	47
415	Electrical Mechanical Repairman II	53
423	Electrical Superintendent	65
492	Instrument and Laboratory Technician I	46
495	Instrument and Laboratory Technician II	51
549	Line Foreman I	56
552	Line Foreman II	59
556	Lineman	54
558	Lineman Helper	40
561	Line Truckman	41
784	Senior Electric Station Foreman	56
788	Senior Electric Station Operator	51
944	Watch Engineer	57

SECTION 9. Section 6.9 of Ordinance No. 3921 is amended to read:

SECTION 6.9. PARKS, RECREATION AND LIBRARIES.

Code	Class Title	Salary Range No.
024	Arts and Crafts Attendant	29
056	Assistant Director of Parks and Recreation	65
072	Assistant to Auditorium Supervisor	37
084	Auditorium Supervisor	42
462	Gardener I	37
465	Gardener II	41
474	Groundskeeper	40
513	Landscape Architect	55
543	Lifeguard I	240
546	Lifeguard II	250
606	Park Foreman	50
609	Park Guard	250
625	Parks Maintenance Supervisor	53
710	Recreation Attendant	200
713	Recreation Leader	32
716	Recreation Supervisor	51
719	Recreation Superintendent	59
816	Senior Recreation Leader	45
911	Swimming Instructor	250
914	Swimming Pool Manager	41
928	Tree Trimmer	43
929	Tree Trimmer Crew Foreman	46
932	Tree Trimmer Foreman	51

SECTION 10. Section 6.10 of Ordinance No. 3921 is amended to read:

SECTION 6.10. PARKS, RECREATION AND LIBRARIES (continued).

Code	Class Title	Salary Range No.
012	Adult Librarian	57
080	Athletic Official	280
126	Branches and Circulation Librarian	57
127	Brand Art Center Librarian	57
147	Catalog Librarian	57
166	Chief Librarian	73
179	Children's Librarian	57
258	Cultural Arts Advisor	53
309	Director of Parks and Recreation	73
318	Display Artist	45
441	Exhibits Coordinator	46
525	Librarian I	47
528	Librarian II	51
531	Library Monitor	280
534	Library Page	16
836	Special Activity Leader	37
847	Student Librarian	245

SECTION 11. Section 6.11 of Ordinance No. 3921 is amended to read:

SECTION 6.11. COMMUNICATIONS, PUBLIC SAFETY, LEGAL AND PUBLIC HEALTH.

Code	Class Title	Salary Range No.
015	Animal Control Officer	40
114	Battalion Chief	65
229	Communications Operator	50
292	Deputy Fire Chief	73
442	Fire Alarm Technician I	44
444	Fire Alarm Technician II	50
447	Fire Captain	61
450	Fire Chief	78
453	Fire Engineer	55
459	Fireman	50
480	Identification Technician	47
701	Radio Engineer	55
704	Radio Technician	45
784	Senior Animal Control Officer	42
812	Senior Radio Technician	49
842	Special Officer	220
902	Supervisor of Records and Identification	55
917	Switchboard Operator	22

SECTION 12. Section 6.12 of Ordinance No. 3921 is amended to read:

SECTION 6.12. COMMUNICATIONS, PUBLIC SAFETY, LEGAL AND PUBLIC HEALTH (continued).

Code	Class Title	Salary Range No.
026	Assistant City Attorney	68
132	City Attorney	85
202	City Nurse	44
208	City Physician	400
217	Civil Defense Coordinator	61
282	Deputy City Attorney	80
286	Deputy Police Chief	73
489	Instructor—Civil Defense	200
501	Jailer I	44
504	Jailer II	47
519	Law Clerk	38
615	Parking Checker	28
637	Police Captain	87
660	Police Chief	78
663	Police Detective	64
666	Police Lieutenant	64
669	Policeman	51
672	Police Sergeant	58
675	Policewoman	51
705	Rangemaster	40
731	Safety and Training Officer	59
732	Safety Inspector	47
788	Senior Assistant City Attorney	74

SECTION 13. This ordinance shall take effect and be in force on the 1st day of October, 1970.

Passed by The Council of the City of Glendale on the 29th day of September, 1970.

WARREN F. HAVERKAMP,
Mayor pro tem.

ATTEST:
JOHN H. WALTERS,
City Clerk.

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES)ss.
CITY OF GLENDALE)

I, JOHN H. WALTERS, City Clerk of the City of Glendale, certify that the foregoing ordinance was passed by The Council of the City of Glendale, California, at a regular meeting held on the 29th day of September, 1970, and that the same was passed by the following vote:

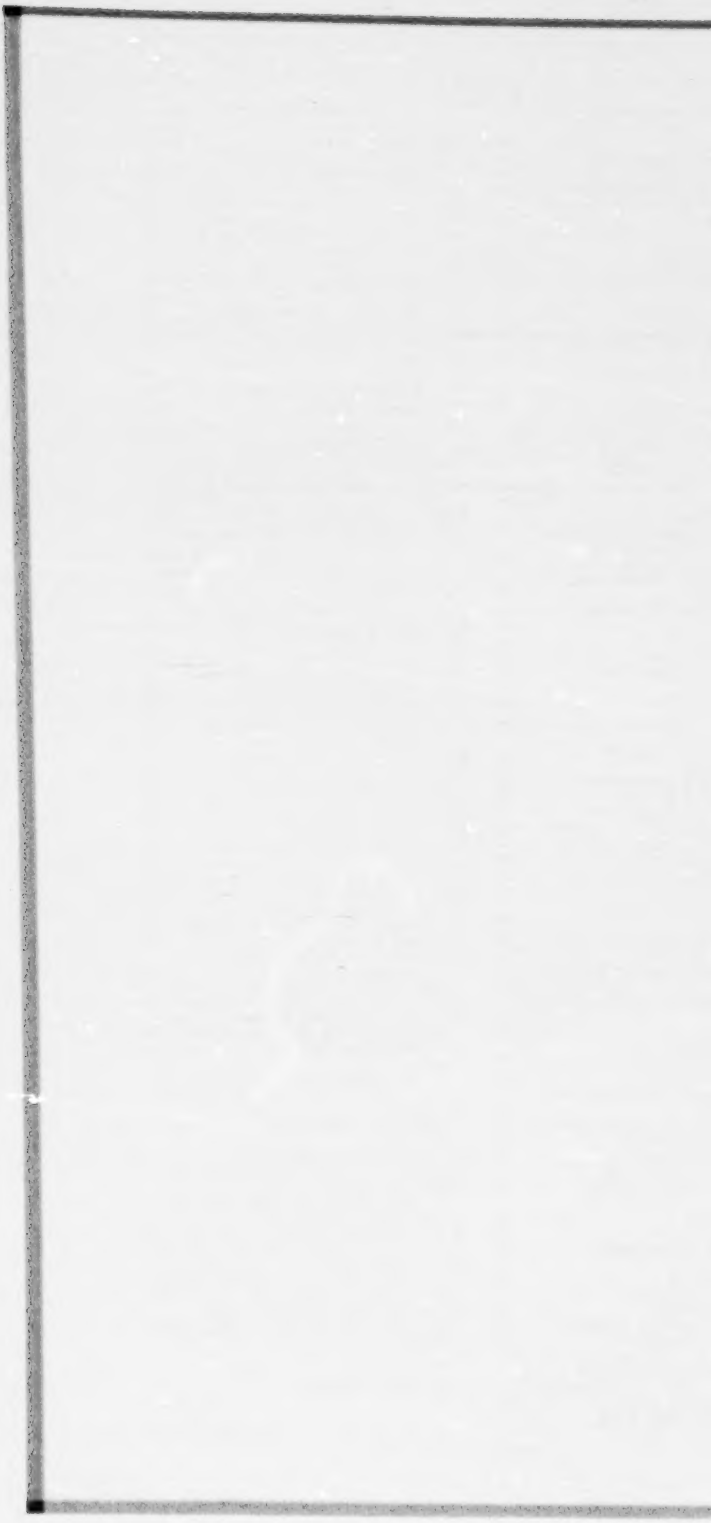
Ayes: Allen, Peters, Watson, Haverkamp.

Noes: None.

Absent: Perkins.

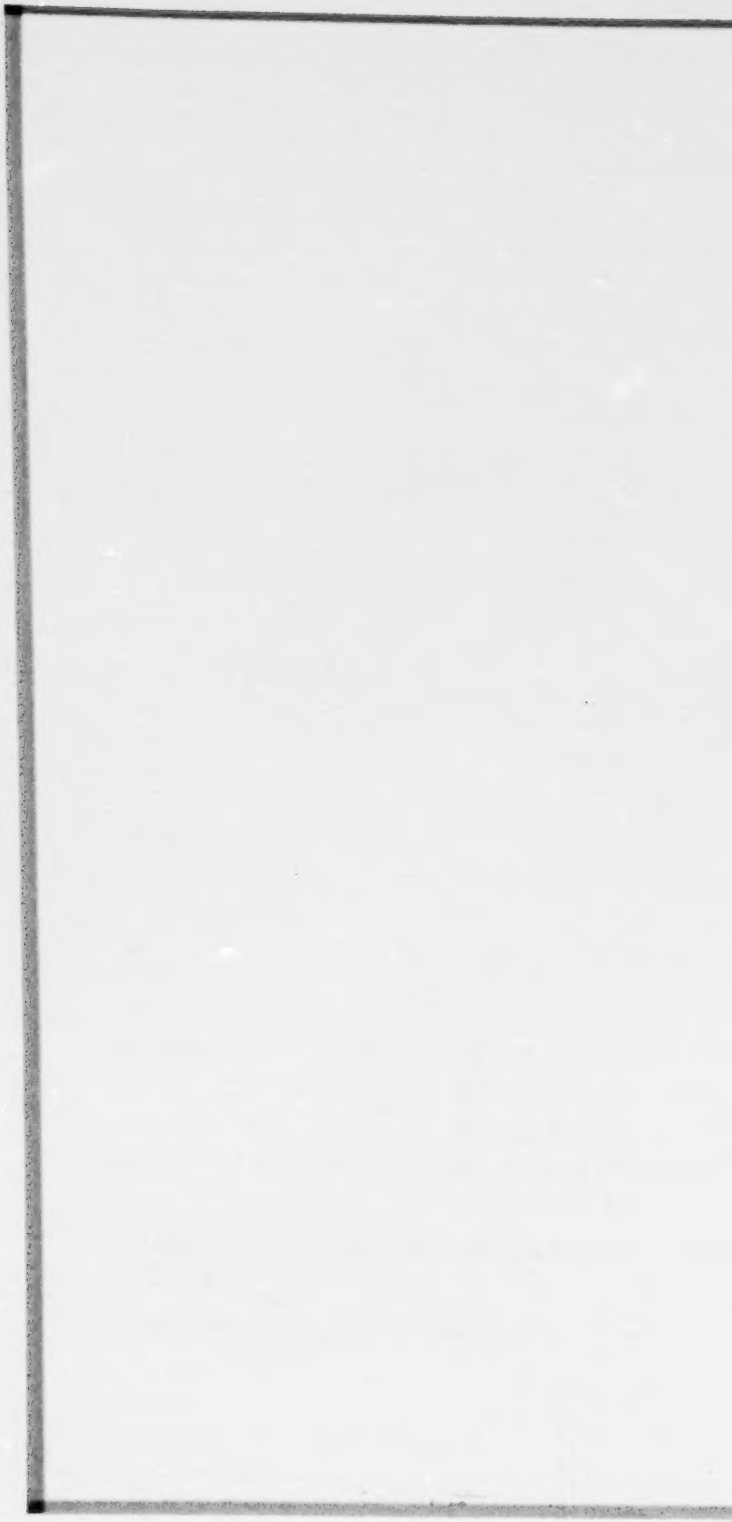
JOHN H. WALTERS,
City Clerk.

Oct. 2, 1970.



I HEREBY CERTIFY THAT THE FOREGOING
IS A TRUE AND CORRECT COPY OF
Ordinance No. 3936
ON FILE IN THE OFFICE OF THE CITY CLERK
OF THE CITY OF GLENDALE
DATED January 12, 1976
CITY CLERK
By Leah Bryson
Deputy

LURRED COPY



Sec. 4. Procedure as to warrants on treasurer; authority of council as to presentation, approval and payment of demands against city.

All demands approved by the proper board, commission or officer shall be presented to the city controller, who shall examine the same; and if the amount thereof is legally due and there remains on his books an unexhausted balance or an appropriation against which the same may be charged, he shall approve such demand and draw and sign his warrant on the treasurer therefor, payable out of the proper fund. Objections of the controller to any demand may be overruled by the council, and the controller shall thereupon draw his warrant as directed by the council. Such warrants when presented to the treasurer, shall be paid by him out of the fund therein designated, if there be sufficient money in such fund for that purpose. A warrant not paid for lack of funds shall be registered, and all registered warrants shall be paid in the order of registration when funds are available therefor. The controller shall draw his warrants for payment of municipal or other bonds payable out of funds in the treasury upon presentation and surrender of the proper bonds or coupons, without approval of any body or officer. The council may make further regulations by ordinance regarding the presentation, approval and payment of demands against the city.

Editor's note.—The catchline of this section originally read as follows: "Warrants on treasury."

Sec. 5. Payments from treasury generally; demand as prerequisite to action against city.[5]

No payment shall be made from the treasury of the city, except

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5. It was held in the case of Kelso v. Board of Education of City of Glendale et al., 42 Cal. App. (2d) 418, 109 P. (2d) 30, that the provisions of this section are not applicable to claims against the school district.

In the case of Slavin v. City of Glendale et al., 97 Cal. App. (2d) 408, 217 P. (2d) 984, which was an action against the City of Glendale and others for assault and battery committed by police officers of the city, it was held that such action was barred by plaintiff's failure to file a claim at any time and that the city was not estopped from raising this defense.

In the case of Klimper v. City of Glendale et al., 99 Cal. App. (2d) 451, 222 P. (2d) 49, it was held that presentation of a written, verified

I HEREBY CERTIFY THAT THE FOREGOING
IS A TRUE AND CORRECT COPY OF Glendale
City Charter, Art XI, Sec 4.
ON FILE IN THE OFFICE OF THE CITY CLERK
OF THE CITY OF GLENDALE.
DATED January 12, 1976
CITY CLERK
By
Deputy

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der so presented to him if there remains unexpended and unapplied the said estimated amount in any appropriation fund or tax levy, or other estimated revenue applicable thereto, and thereafter he shall hold and retain the said amount to pay the expense to be incurred under said order or contract until the same is fully performed and expense paid.

Editor's note.—The catchline of this section originally read as follows: "Controller."

Sec. 2. Duties of city treasurer generally.

The city treasurer shall receive and safely keep and pay out as directed in this Charter all moneys belonging to the city and all moneys received by or coming into the hands of any officer, board, department or employee of the city and shall keep an exact account of receipts and disbursements.

Editor's note.—The catchline of this section originally read as follows: "Treasurer."

Sec. 3. Presentation of demands; petty cash funds.

All demands against the city shall, before being paid, be presented to and approved by the proper commission or officer, as herein provided. Demands for which no appropriation has been made shall be presented to the council; and all other demands shall be presented to the city manager; provided that any person dissatisfied with the refusal of the city manager to approve any demand, in whole or in part, may present the same to the council, and the approval of such demand by the council shall have the same effect as its approval by the city manager; and provided further, that if the council shall provide for a park, playground and recreation center commission, a social service commission, or a city planning commission, it may make provision for the presentation to and approval by any such commission of demands for liabilities incurred by it. The council by ordinance may provide for petty cash funds for payment in cash, of expenditures provided for in the budgets that cannot conveniently and economically be paid otherwise. When making demands for the replenishment of the same, the persons entrusted with the funds shall account for all disbursements, and the amounts so expended shall thereupon be charged against the proper appropriations. (1921; 1933; 1959.)

Editor's note.—The catchline of this section originally read as follows: "Presentation of demands."

I HEREBY CERTIFY THAT THE FOREGOING
IS A TRUE AND CORRECT COPY OF Glendale
City Charter, Art. XI, Sec. 3.
CITY CLERK
OF THE CITY OF GLENDALE
CITY CLERK
Deputy

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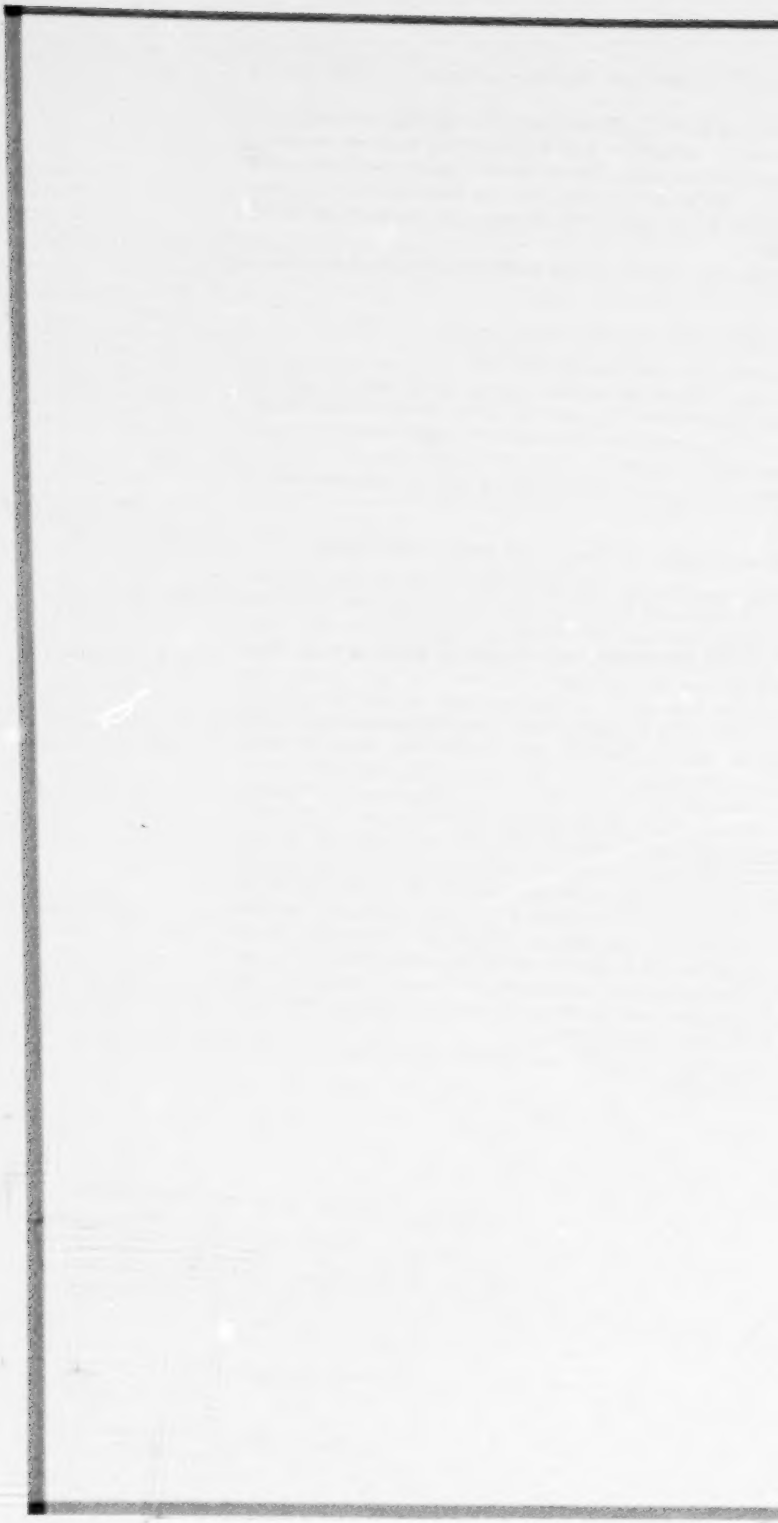


Sec. 3. Compensation.

The members of the council shall each be paid twenty-five dollars for each meeting of the council attended, but not exceeding six meetings in each month. The board of education shall serve without compensation. All other officers, assistants, deputies, clerks and employees shall receive such compensation as the council may from time to time determine by ordinance. (1921; 1947; 1957.)

Editor's note.—The catchline of this section was supplied by the editor.

Sec. 4. Appointment and removal of division heads, subordinate officers, etc., generally.

The city manager shall appoint and remove, subject to the civil service provisions of this Charter, all division heads of the city, except as otherwise provided by this Charter, such appointments and removals to be subject to the approval of the council. Division heads shall appoint and remove, subject to the civil service provisions of this Charter, all of their subordinate officers, assistants, deputies, clerks, and employees, except as otherwise provided by this Charter, such appointments and removals to be subject to the approval of the city manager. (1953.)

Editor's note.—The catchline of this section was supplied by the editor.

Article V. Elections.

Sec. 1. When general municipal elections held; special municipal elections.

A municipal election shall be held in the City of Glendale on the first Tuesday in April of the year 1965, and on the first Tuesday in April of every second year thereafter, and the same shall be known as the general municipal election. All other municipal elections that may be held by authority of this Charter, or of the general law, shall be known as special municipal elections. (1963.)

Editor's note.—The catchline of this section was supplied by the editor.

Sec. 2. Ordinance ordering holding of elections; election officers at precincts; publication of ordinance.

The council shall by ordinance order the holding of all elections. Such ordinance shall establish precincts for the holding of each election, either by adopting or consolidating precincts established

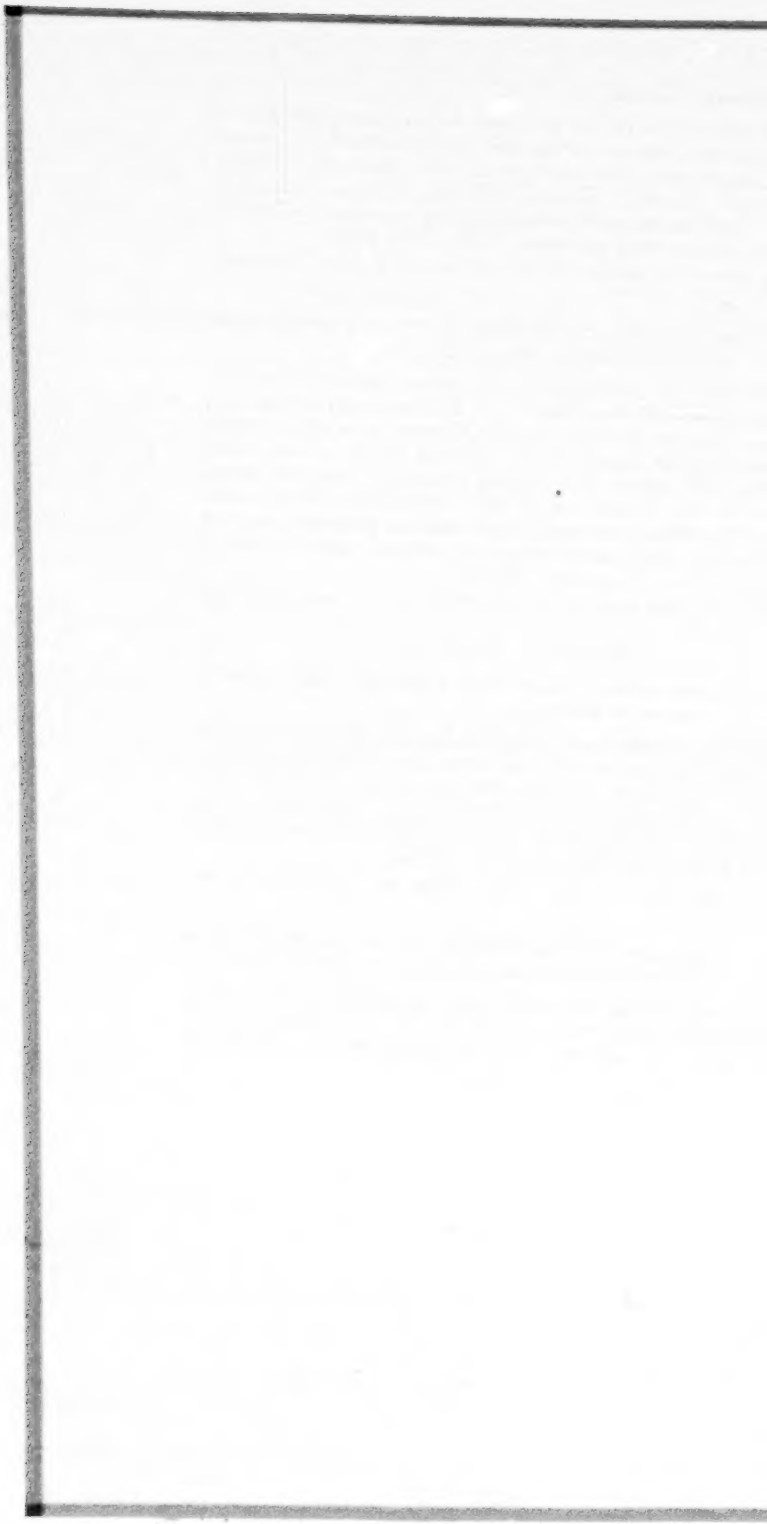
I HEREBY CERTIFY THAT THE ABOVE IS A TRUE AND CORRECT COPY OF Glendale Cities Charter, Art. V, Sec. 3 AS FILED IN THE OFFICE OF THE CITY CLERK OF THE CITY OF GLENDALE.

DATED January 12, 1971

CITY CLERK

By Lucile Bryan

Deputy



securing a contract to furnish labor, or material or supplies at a higher price or rate than that proposed by any other responsible bidder, or shall favor one bidder over another, giving or withholding information, or shall willfully mislead any bidder in regard to the character of the material or supplies called for, or shall knowingly accept materials or supplies of a quality inferior to those called for by the contract, or shall knowingly certify to a greater amount of labor performed than has actually been performed, or to the receipt of a greater amount of material or supplies than has actually been received.

Sec. 13. Approval, etc., by officer of unauthorized demand on treasury.

Every officer who shall willfully approve, allow or pay any demand on the treasury not authorized by law, shall be liable to the city individually and on his official bond for the amount of the demand so approved, allowed or paid, and shall forfeit such office and be forever disbarred and disqualified from holding any position in the service of the city.

Sec. 14. Payment into city treasury of moneys received from taxes, licenses, fees, etc.[8]

All moneys received from taxes, licenses, fees, fines, penalties and forfeitures, and all moneys which may be collected or received by any officer of the city in his official capacity, or by any department of the city, for the performance of any official duty, and all moneys accruing to the city from any source, and all moneys directed by law, or by this Charter, to be paid or deposited in the treasury, shall be paid into the treasury daily.

The treasurer shall receipt for each such deposit in triplicate, giving the original and duplicate to the depositor, who must file the duplicate with the city controller.

Sec. 15. Inspection of books and records.

All books and records of every office and department shall be open to the inspection of any citizens during business hours, subject to the proper rules and regulations for the efficient conduct of the business of such department or office; but the records of the

8. In connection with this section, see Char., art. XXIII, § 22.

I HEREBY CERTIFY THAT THE FOREGOING
IS A TRUE AND CORRECT COPY OF Charter
City Charter, Art. XXIII, Sec. 13
AS APPEARS ON THE CITY RECORDS

January 12, 1976

Ruth Rogers
City Clerk

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Sec. 25. Political activity or contributions on part of city manager, etc.

Neither the city manager, nor any person in the employ of the city shall take any active part in securing, or shall contribute money toward the nomination or election of any candidate for a municipal office.

Sec. 26. Vesting of city's powers generally.

All the powers of the city except as otherwise provided by this Charter, are hereby vested in the council.

Sec. 27. Penalty for violation of Charter or ordinances; working prisoners.

The violation of any provision of this Charter shall be deemed a misdemeanor. The council may make the violation of any ordinance a misdemeanor and fix the punishments therefor, not exceeding a fine of five hundred dollars or imprisonment not exceeding six months, or both. Any person sentenced to imprisonment for a violation of this Charter or of any ordinance, may be imprisoned in the city jail or in the county jail of the county in which the City of Glendale is situated, in which latter case the expenses of such imprisonment shall be a charge in favor of such county against the City of Glendale. Persons so imprisoned may also be required by the council to labor on the streets or other public works of the city.

Sec. 28. When Charter to take effect.

For the purpose of electing all elective officers, and all purposes connected therewith, this Charter shall take effect from the time of its approval by the Legislature. For all other purposes, it shall take effect on July 5th, 1921.

Sec. 29. Authority of city to establish a municipal court.

The City of Glendale may establish a municipal court when, and in such manner as may be authorized by the Constitution or laws of the State of California. (1931.)

City Charter, Article III, Sec. 27

CITY CLERK

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(VERIFICATION - 446 and 2015.5 C.C.P.)

STATE OF CALIFORNIA,
County of _____ } ss. I, the undersigned, say: I am the _____

_____

_____

in the above entitled action; I have read the foregoing _____

_____

and know the contents thereof; and that the same is true of my own knowledge, except as to the matters which are therein stated upon my information or belief, and as to those matters that I believe it to be true.

_____

I certify (or declare) under penalty of perjury, that the foregoing is true and correct.

Executed on _____ (date) at _____ (place), California

_____ (Signature)

(PROOF OF SERVICE BY MAIL - 1013a, 2015.5 C.C.P.)

STATE OF CALIFORNIA
COUNTY OF LOS ANGELES } ss.

I am a resident of/employed in the county aforesaid. I am over the age of eighteen years and not a party to the within entitled action; my address ~~xxxxxxxxxx~~ is:

613 East Broadway, Room 220 City Hall, Glendale, California

On January 12, 1976, I served the within ANSWER OF G. W. CARLILE AND PAULINE LOCKHART TO FIRST AMENDED PETITION FOR PEREMPTORY WRIT OF MANDAMUS AND FOR DAMAGES FOR BREACH OF CONTRACT

on the attorney for petitioners in said action, by placing a true copy thereof enclosed in a sealed envelope with postage thereon fully prepaid, in the United States mail at Glendale, California addressed as follows:

Lemaire, Mobi, Morales, Dumas & Song
1607 Palo Alto Street
Los Angeles, California 90026

I certify (or declare), under penalty of perjury, that the foregoing is true and correct.

Executed on _____

Beverly J. Watson

* Both the verification and proof of service must be executed under penalty of perjury, but not the notarization.

WOLCOTT'S 8118, Rev. 10-71

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